



PATENT

Attorney Docket No. 71538

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): James J. Fitzgibbon et al.)
Application No.: 09/387,659)
Filed: August 31, 1999)
For: GARAGE DOOR OPERATOR)
SAFETY EQUIPMENT)
Group Art)
Unit: 2837)
Examiner: Anthony J. Salata)

CERTIFICATE OF MAILING

I hereby certify that this paper is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231, on this date.

1/16/03
Date

Kenneth H. Samples
Kenneth H. Samples
Registration No. 25,747
Attorney for Applicant(s)

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Commissioner for Patents
Washington, D.C. 20231

Sir:

The claims of the above-identified application are presently under final rejection mailed August 28, 2002.

Applicant(s) hereby appeal(s) to the Board of Patent Appeals and Interferences from the decision of the Primary Examiner dated August 28, 2002 finally rejecting claims 15-18.

The item(s) checked below are appropriate:

- ☒ Notice of Appeal Fee, other than a small entity \$320.00
- ☐ Enclosed is Applicant's Appeal Brief (in triplicate).
- ☒ Enclosed is Petition for Extension of Time (in triplicate).
- ☐ Not required (fee paid in prior appeal in this application).
- ☒ The Commissioner is hereby authorized to charge any additional fees which may be required in connection with this appeal (specifically including the fee for filing a brief in support of this appeal if such brief is filed unaccompanied by full payment therefor, and the fee for filing a request for an oral hearing if such request is made unaccompanied by full payment therefor), or credit any overpayment to Deposit Account No. 06-1135.

01/23/2003 AWONDAF1 00000024 061135 09387659

01 FC:1401 320.00 CH

Notice of Appeal 1-1001

23/1/2003
Appeal
Shusa
1-24-03

RECEIVED
JAN 24 2003
TC 2800 MAIL ROOM

Should no proper payment be enclosed herewith, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 06-1135.
This Notice is filed in duplicate.

Respectfully submitted,

January 16, 2003
Date

Kenneth H. Samples
Kenneth H. Samples
Registration No. 25,747

FITCH, EVEN, TABIN & FLANNERY
Suite 1600
120 South LaSalle Street
Chicago, Illinois 60603-3406
Telephone: (312) 577-7000
Facsimile: (312) 577-7007
302056